IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITIION NO. 1262 OF 2006

Krishna MA. Raihany alias
Hassan Mohammad Ali Raihany. .. Petitioner.

vs.

Union of India
& Ors. .. Respondents.

Shri A.S. Karwande for petitioner.
Shri A.S. Pai, APP., for State.
Shri J.R. Solanki for Respondent No. 1.

CORAM : J.N. PATEL, AND
SMT. ROSHAN DALVI, JJ.
DATE : 13th October, 2006.

P.C.

. Heard. Rule. Returnable forthwith.

2. The petitioner has filed this petition for grant of Indian citizenship to him on the ground that he has fulfilled all requirements as per Exhibit B to the petition and surrendered his passport as per Exhibits "C" and "E" to the petition. The petitioner has clearly approached a wrong forum. It is not for the Court to grant the

petitioner Indian citizenship. The petitioner is admittedly an Iranian national. The petitioner has to follow the requisite procedure under the Indian Citizenship Act and apply to the Government of India through the Collector.

3. The petitioner has earlier filed a petition through his next friend which was dismissed by this Court on 7.2.2006.

4. The learned APP states that the petitioner's case has been examined by the Home Department, Government of Maharashtra. It has been revealed that the petitioner is not an Indian National and had procured a fake ration card on the basis of which he has obtained a motor driving licence from R.T.O. Mumbai and got himself registered on the voters' list.

5. The Petitioner's case has been considered by the competent authority. This Court cannot grant his application under prayer (a). Hence petition is dismissed. Rule discharged.

(J.N. Patel, J.)

(Smt. Roshan Dalvi, J.)